

EXHIBIT “D”

From: [Steven Pacitti](#)
To: [Karen A. Connolly](#)
Subject: Re:
Date: Wednesday, May 31, 2017 8:39:05 AM

I'm probably still not inclined to sign an affidavit.

I spoke to you off the record as a professional courtesy and to help Jan. However, I don't have enough recollection of the events to sign an affidavit attesting to those facts.

On Tue, May 30, 2017 at 10:50 AM, Karen A. Connolly
<advocate@kconnollylawyers.com> wrote:

I will obtain a release from Jan. Thank you

Karen A. Connolly

On May 30, 2017, at 10:27 AM, Steven Pacitti <spacittipc@gmail.com> wrote:

NO. I believe those conversations were privileged. I would have to have instruction from Jan to waive that. Either way, I would be very uncomfortable doing that as well as throwing friends and colleagues under the bus.

On Mon, May 29, 2017 at 8:12 AM, Karen A. Connolly
<advocate@kconnollylawyers.com> wrote:

Steve, would you sign an affidavit stating that the discussions with Jan as you observed were he would be looking at 5-15 and that there was no discussion about how the actual guidelines would apply in terms of enhancements etc? Thx

Karen A. Connolly

<image002.jpg> Karen A. Connolly, Ltd.

6600 W. Charleston Blvd., Ste. 124

Las Vegas, NV 89146

Telephone: [\(702\) 678-6700](tel:(702)678-6700)

Facsimile: [\(702\) 678-6767](tel:(702)678-6767)

Email: advocate@kconnollylawyers.com